

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
THIRD JUDICIAL DISTRICT AT ANCHORAGE

STATE OF ALASKA,

Plaintiff,

vs.

DARIN MITCHELL SCHILMILLER
DOB: 06/03/1998

DMV NO.:
ATN: 112162743

DENALI DAKOTA SKYE BREHMER
DOB: 08/09/2000

DMV NO.: 7681488 AK.
ATN: 117293895

KAYDEN BRYAN MCINTOSH
DOB: 04/20/2003

DMV NO.:
ATN: 117215721

CALEB ALLEN RUSSELL LEYLAND
DOB: 11/10/1999

DMV NO.: 7676350 AK
ATN: 117293904

JANE DOE 06022019
DOB:

DMV NO.:
ATN: 112162761

JOHN DOE 06022019

DOB:

DMV NO.:

ATN: 112162752

Defendants.

No. 3AN-19-05966CR (Darin Mitchell Schilmiller)

No. 3AN-19-05725CR (Denali Dakota Skye Brehmer)

No. 3AN-19-05611CR (Kayden Bryan McIntosh)

No. 3AN-19-05768CR (Caleb Allen Russell Leyland)

No. 3AN-19-05970CR (Jane Doe 06022019)

No. 3AN-19-05967CR (John Doe 06022019)

BAIL MEMORANDUM

I certify this document and its attachments do not contain the (1) name of a victim of a sexual offense listed in AS 12.61.140 or (2) residence or business address or telephone number of a victim of or witness to any offense unless it is an address identifying the place of a crime or an address or telephone number in a transcript of a court proceeding and disclosure of the information was ordered by the court.

The State of Alaska, through Assistant District Attorney Patrick J. McKay, Jr., files this bail memorandum to assist the court in setting appropriate bail and conditions of release in an arrest warrant for Defendant Darin Schilmiller in the above-captioned matter.

I. FACTS

This matter involves the planning and premeditated murder of 19-year-old Cynthia Hoffman by a group of five young individuals after being "catfished" and solicited by 21-year-old Darin Schilmiller of New Salisbury, Indiana.

Based in interviews and a review of internet communications investigators determined, Defendant Denali Brehmer AKA "Angel" met and began an online relationship with a man going by the name of "Tyler" from Kansas within the past several months. "Tyler" sent Brehmer a photograph of another young male purporting the photograph to be of himself. "Tyler" also convinced Brehmer that he was a millionaire.

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1 This practice of assuming a fake identity to engage in online relationships is a practice
2 commonly referred to as "catfishing".

3 The investigation further established that unbeknownst to Brehmer at the time,
4 "Tyler" is actually 21-year-old Darin Schillmiller of New Salisbury, Indiana. He does not
5 look like the young man he portrayed himself to look like, he is not a millionaire, and he
6 lives in Indiana.

7 Interviews and recovered cell phone evidence reveals that during the course of
8 Schillmiller's and Brehmer's relationship, and several weeks before Hoffman's murder,
9 the two began discussing a plan to rape and murder someone in Alaska. Schillmiller
10 offered Brehmer nine or more million dollars to carry out the murder and to have
11 photographs and/or videos of the murder sent to him. Brehmer agreed to commit a
12 murder for him. Statements from all six defendants indicate that Brehmer then solicited
13 four friends, including 19-year-old Caleb Leyland, 16-year old Kayden McIntosh and two
14 other juveniles to assist her in planning and carrying out the murder at Schillmiller's
15 direction.

16 Statements and cell phone evidence further indicates that at some point during
17 May 2019 or early June 2019, the group assembled and discussed a plan to carry out the
18 murder. The defendants stated that they agreed that each member of the group would
19 receive substantial shares of money for their part of the planning and execution of the
20 murder. Cynthia Hoffman, who was allegedly "best friends" with Brehmer, was selected
21 by the group as the murder victim. Caleb Leyland provided Brehmer and McIntosh his
22 vehicle to pick up Hoffman on June 2, 2019, and carry out the murder.

23 According to multiple statements and other corroborating physical evidence,
24 Brehmer drove McIntosh and Hoffman out to Thunderbird Falls under the guise of going
25 on a hike on June 2, 2019. The three of them went off trail and followed a path along the
26 bank of the Eklutna River. The group stopped at a clearing and Hoffman's hands and feet
27 were bound with duct tape. Duct tape was also wrapped around her head, covering her

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1 mouth. Hoffman was shot one time in the back of the head by McIntosh with Brehmer's
2 gun. Her body was then put into the Eklutna River.

3 Digital evidence and statements show Brehmer was communicating with and
4 sending videos and/or photographs of the events surrounding the incident to Schillmiller
5 at his directive throughout the duration of the event. There is no indication at this time
6 that Hoffman was sexually assaulted.

7 After the murder, some of Hoffman's clothing, her cell phone, and her bag/purse
8 were destroyed by McIntosh and Brehmer. Digital evidence shows Brehmer texted
9 Hoffman's family indicating Hoffman had been dropped off at Polar Bear Park in
10 Anchorage. Brehmer also deleted her conversations with Schillmiller from her cell phone.

11 On June 4, 2019, Brehmer and McIntosh were interviewed at the Anchorage
12 Police Department. McIntosh was arrested for Murder in the First Degree after
13 confessing to shooting Hoffman in the head. Brehmer admitted McIntosh shot Hoffman
14 in the head, and initially denied having any prior knowledge that the homicide was going
15 to occur, stating McIntosh took the gun from her hand.

16 After further investigation, including a Snapchat video in which Brehmer appears
17 to confess, Brehmer was re-interviewed by detectives at the Anchorage Police
18 Department on June 7, 2019. Brehmer ultimately admitted to being solicited by
19 Schillmiller to commit the murder and that the murder was planned once she realized she
20 had been catfished by Schillmiller.

21 On June 8, 2019, detectives interviewed Caleb Leyland. Leyland admitted to
22 knowing that "Tyler" had offered to give Brehmer nine million dollars to kill Hoffman.
23 He further admitted they all agreed Hoffman would be the victim and that he lent his car
24 to Hoffman after being told they were going to pick up Hoffman and kill her. Leyland
25 indicated he was going to receive \$500,000 for his role.

26 Schillmiller was contacted by federal agents and Indiana state police on June 9,
27 2019. He admitted to being "Tyler" and catfishing "Angel". He told police he knew

Hoffman was best friends with Brehmer. He further admitted to telling Brehmer to kill Hoffman and that he and Brehmer had been planning a murder for three weeks. Schilmiller stated that he chose Hoffman as the victim. He informed investigators that Brehmer had been communicating with him throughout the murder and was sending him Snapchat photographs and videos of Hoffman tied up and of the body afterward. He admitted to convincing Brehmer that he was a millionaire and that he would pay her millions of dollars to kill Hoffman. Schilmiller further admitted he and Brehmer discussed murdering another person after Hoffman, but that the plan was ultimately abandoned. Schilmiller further admitted to attempting to blackmail Brehmer after the homicide into raping people. Schilmiller was arrested by federal agents for a different matter and is in custody in Indiana.

BAIL INFORMATION

The undersigned is not aware of any prior criminal convictions for Schilmiller. Schilmiller is currently charged with Production of Visual Depictions of Minors Engaged in Sexually Explicit Conduct and Attempted Receipt of Visual Depictions of Minors Engaged in Sexually Explicit Conduct in United States District Court, District of Alaska for conduct that occurred the day after Hoffman's murder.

CONCLUSION

In determining an appropriate amount for bail, the court must consider the following factors:

- (1) the nature and circumstances of the offense charged;
- (2) the weight of the evidence against the person;
- (3) the nature and extent of the person's family ties and relationships;
- (4) the person's employment status and history;
- (5) the length and character of the person past and present residence;
- (6) the person's record of convictions, including convictions outside of the state;
- (7) the person's record of appearance at court proceedings;

- (8) assets available to the person to meet monetary conditions of release;
- (9) the person's reputation, character, and mental condition;
- (10) the effect of the offense of the victim, any threats made to the victim, and the danger that the person poses to the victim;
- (11) the conditions of released recommended by the pretrial services officer;
- (12) the person's pretrial risk assessment score; and
- (13) any other facts that are relevant to the person's appearance or the person's danger to the victim, other persons, or the community.¹

An arrest warrant should be issued in an amount that will protect the community from Schillmiller. The State requests the court issue a \$500,000 cash only performance arrest warrant, plus require electronic house-arrest monitoring by the Department of Corrections, pre-trial enforcement division and order that he have no contact with his co-defendants. The State also requests Schillmiller be prohibited from possessing or accessing any devices that have internet capability. This would help ensure Schillmiller is not a danger to the community. Schillmiller is one of the primary actors in Ms. Hoffman's murder. The State's case against Schillmiller, including admissions made by all his co-defendants, is incredibly strong. Further, his actions and demands made after the homicide indicate he is an ongoing danger to the community.

¹ Alaska Statute 12.30.011(i).

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June Doe 06022019, 3AN-19-05970CR

John Doe 06022019, 3AN-19-05967CR

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2 Further, the court should also set an appropriate amount of bail to ensure
3 Schilmiller will appear at all hearings in this case. Schilmiller is charged with multiple
4 unclassified felonies and faces a maximum term of imprisonment of 99 years on each
5 count. This significantly increases his risk of flight. In addition, Schilmiller has no known
6 ties to Alaska and no reason to stay in Alaska should he bail out. Thus, the State requests
7 a \$500,000 cash appearance bond in addition to the above-referenced cash performance
8 bond.

9 Dated at Anchorage, Alaska, this 14th day of June, 2019.

10 KEVIN G. CLARKSON
11 ATTORNEY GENERAL

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13 By: 

14 Patrick J. McKay, Jr.
15 Assistant District Attorney
16 Alaska Bar No. 1211078
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1 IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
2 THIRD JUDICIAL DISTRICT AT ANCHORAGE
3 STATE OF ALASKA,
4 Plaintiff,
5 vs.
6 DARIN MITCHELL SCHILMILLER
7 DOB: 06/03/1998
8 [REDACTED]
9 DMV NO.:
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11 DENALI DAKOTA SKYE BREHMER
12 DOB: 08/09/2000
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14 DMV NO.: 7681488 AK
15 ATN: 117293895
16 KAYDEN BRYAN MCINTOSH
17 DOB: 04/20/2003
18 [REDACTED]
19 DMV NO.:
20 ATN: 117215721
21 CALEB ALLEN RUSSELL LEYLAND
22 DOB: 11/10/1999
23 [REDACTED]
24 DMV NO.: 7676350 AK
25 ATN: 117293904
26 JANE DOE 06022019
27 DOB:
[REDACTED]
DMV NO.:
ATN: 112162761
JOHN DOE 06022019
DOB:
[REDACTED]
DMV NO.:
ATN: 112162752

Defendants,

No. 3AN-19-05966CR (Darin Mitchell Schillmiller)
No. 3AN-19-05725CR (Denali Dakota Skye Brehmer)
No. 3AN-19-05611CR (Kayden Bryan McIntosh)
No. 3AN-19-05768CR (Caleb Allen Russell Leyland)
No. 3AN-19-05970CR (Jane Doe 06022019)
No. 3AN-19-05967CR (John Doe 06022019)

INDICTMENT

I certify this document and its attachments do not contain the (1) name of a victim of a sexual offense listed in AS 12.61.140 or (2) residence or business address or telephone number of a victim of or witness to any offense unless it is an address identifying the place of a crime or an address or telephone number in a transcript of a court proceeding and disclosure of the information was ordered by the court. The following counts charge a crime involving DOMESTIC VIOLENCE as defined in AS 18.66.990: NONE

Count I - AS 11.41.100(a)(1)(A) / AS 11.16.110 Murder In The First Degree

Darin Mitchell Schillmiller - 001, Denali Dakota Skye Brehmer - 001, Kayden Bryan McIntosh - 001, Caleb Allen Russell Leyland - 001, Jane Doe 06022019 - 001, John Doe 06022019 - 001

Count II - AS 11.41.100(a)(1)(A) / AS 11.31.120 Conspiracy to Commit Murder In The First Degree

Darin Mitchell Schillmiller - 002, Denali Dakota Skye Brehmer - 003, Kayden Bryan McIntosh - 003, Caleb Allen Russell Leyland - 002, Jane Doe 06022019 - 002, John Doe 06022019 - 005

Count III - AS 11.41.100(a)(1)(A) / AS 11.31.110 Solicitation to Commit Murder In The First Degree Darin Mitchell Schillmiller - 003, Denali Dakota Skye Brehmer - 006

Count IV - AS 11.41.110(a)(1) / AS 11.16.110 Murder In The Second Degree

Darin Mitchell Schillmiller - 004, Denali Dakota Skye Brehmer - 004, Kayden Bryan McIntosh - 004, Caleb Allen Russell Leyland - 003, Jane Doe 06022019 - 003, John Doe 06022019 - 003

Count V - AS 11.41.110(a)(2) / AS 11.16.110

Murder In The Second Degree

Darin Mitchell Schilmiller - 005, Denali Dakota Skye Brehmer - 005, Kayden Bryan McIntosh - 005, Caleb Allen Russell Leyland - 004, Jane Doe 06022019 - 004, John Doe 06022019 - 004

Count VI - AS 11.56.610(a)(1)

Tampering With Physical Evidence

Denali Dakota Skye Brehmer - 002

Count VII - AS 11.56.610(a)(1)

Tampering With Physical Evidence

Kayden Bryan McIntosh - 002

Count VIII - AS 11.56.610(a)(1)

Tampering With Physical Evidence

Kayden Bryan McIntosh - 006

Count IX - AS 11.56.610(a)(1)

Tampering With Physical Evidence

Kayden Bryan McIntosh - 007

Count X - AS 11.56.610(a)(1)

Tampering With Physical Evidence

Kayden Bryan McIntosh - 008

THE GRAND JURY CHARGES:

COUNT I:

That in the Third Judicial District, State of Alaska, on or about June 2, 2019, at or near Anchorage, DARIN MITCHELL SCHILMILLER, DENALI DAKOTA SKYE BREHMER, KAYDEN BRYAN MCINTOSH, CALEB ALLEN RUSSELL LEYLAND, JANE DOE 06022019, and JOHN DOE 06022019, as principles or accomplices, intentionally caused the death of Cynthia Hoffman.

Indictment

State v. Darin Mitchell Schilmiller, 3AN-19-05966CR

Denali Dakota Skye Brehmer, 3AN-19-05725CR

Kayden Bryan McIntosh, 3AN-19-05611CR

Caleb Allen Russell Leyland, 3AN-19-05768CR

Jane Doe 06022019, 3AN-19-05970CR

John Doe 06022019, 3AN-19-05967CR

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All of which is an Unclassified Felony offense being contrary to and in violation of AS 11.41.100(a)(1)(A) / AS 11.16.110 and against the peace and dignity of the State of Alaska.

COUNT II:

That in the Third Judicial District, State of Alaska, beginning in or about the month of May 2019, and continuing through June 2019, at or near Anchorage, and elsewhere, DARIN MITCHELL SCHILMILLER, DENALI DAKOTA SKYE BREHMER, KAYDEN BRYAN MCINTOSH, CALEB ALLEN RUSSELL LEYLAND, JANE DOE 06022019, and JOHN DOE 06022019, with intent to promote or facilitate the offense of murder in the first degree, knowingly agreed with one or more other persons to engage in or cause the performance of murder in the first degree, and one or more persons engaged in the conspiracy knowingly committed one or more of the following overt acts in the furtherance of the conspiracy:

- 1) communicated to establish a plan to cause the death of a person in Alaska;
- 2) assembled and discussed a plan to cause the death of a person in Alaska;
- 3) selected Cynthia Hoffman as the victim;
- 4) selected the location at which Cynthia Hoffman was to be killed;
- 5) agreed to pay money and/or be paid money for planning and/or causing the death of Cynthia Hoffman;
- 6) provided a vehicle to be used for transporting Cynthia Hoffman to the location at which she was to be killed;
- 7) transported Cynthia Hoffman to the location at which she was to be killed;
- 8) duct taped Cynthia Hoffman's feet, hands, and mouth;
- 9) provided a gun to be used for the murder of Cynthia Hoffman;
- 10) shot Cynthia Hoffman in the back of her head;
- 11) disposed of Cynthia Hoffman's body by putting it into the Eklutna River;

- 12) photographed and video recorded events at the killing location;
- 13) transmitted photographs and video recordings surrounding the death event to persons not physically present at the killing location;
- 14) communicated during the events of the killing of Cynthia Hoffman with persons not physically present at the killing location;
- 15) destroyed, mutilated, altered, suppressed, concealed, or removed the firearm used to cause the death of Cynthia Hoffman;
- 16) destroyed, mutilated, altered, suppressed, concealed, or removed Cynthia Hoffman's clothing following the killing of her;
- 17) destroyed, mutilated, altered, suppressed, concealed, or removed Cynthia Hoffman's bag/purse following the killing of her;
- 18) destroyed, mutilated, altered, suppressed, concealed, or removed Cynthia Hoffman's cell phone following the killing of her;
- 19) destroyed, mutilated, altered, suppressed, concealed, or removed communications with each other regarding the planning and execution of the murder of Cynthia Hoffman;
- 20) communicated after the killing with family members of Cynthia Hoffman regarding Cynthia Hoffman's whereabouts and condition; and/or
- 21) made false statements to police officers after the killing regarding the whereabouts and condition of Cynthia Hoffman.

All of which is an Unclassified Felony offense being contrary to and in violation of AS 11.41.100(a)(1)(A) / AS 11.31.120(a) and against the peace and dignity of the State of Alaska.

Indictment

State v. Darin Mitchell Schilmler, 3AN-19-05966CR

Denali Dakota Skye Brehmer, 3AN-19-05725CR

Kayden Bryan McIntosh, 3AN-19-05611CR

Caleb Allen Russell Leyland, 3AN-19-05768CR

Jane Doe 06022019, 3AN-19-05970CR

John Doe 06022019, 3AN-19-05967CR

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COUNT III:

That in the Third Judicial District, State of Alaska, beginning in or about May 2019, and continuing through June 2019, at or near Anchorage, DARIN MITCHELL SCHILMILLER and DENALI DAKOTA SKYE BREHMER, with intent to cause another to engage in conduct that constitutes a crime, the defendants solicited that person to intentionally cause the death of another person.

All of which is an Unclassified Felony offense being contrary to and in violation of AS 11.41.100(a)(1)(A) / AS 11.31.110 and against the peace and dignity of the State of Alaska.

COUNT IV:

That in the Third Judicial District, State of Alaska, on or about June 2, 2019, at or near Anchorage, DARIN MITCHELL SCHILMILLER, DENALI DAKOTA SKYE BREHMER, KAYDEN BRYAN MCINTOSH, CALEB ALLEN RUSSELL LEYLAND, JANE DOE 06022019, and JOHN DOE 06022019, as principles or accomplices, with intent to cause serious physical injury to another person or knowing that the conduct was substantially certain to cause death or serious physical injury to another person, caused the death of Cynthia Hoffman.

All of which is an Unclassified Felony offense being contrary to and in violation of AS 11.41.110(a)(1) / AS 11.16.110 and against the peace and dignity of the State of Alaska.

COUNT V:

That in the Third Judicial District, State of Alaska, on or about June 2, 2019, at or near Anchorage, DARIN MITCHELL SCHILMILLER, DENALI DAKOTA SKYE BREHMER, KAYDEN BRYAN MCINTOSH, CALEB ALLEN RUSSELL LEYLAND, JANE DOE 06022019, and JOHN DOE 06022019, as principles or accomplices,

1 knowingly engaged in conduct that resulted in the death of Cynthia Hoffman under
2 circumstances manifesting an extreme indifference to the value of human life.

3 All of which is an Unclassified Felony offense being contrary to and in violation
4 of AS 11.41.110(a)(2) / AS 11.16.110 and against the peace and dignity of the State of
5 Alaska.

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COUNT VI:

That in the Third Judicial District, State of Alaska, on or between June 2, 2019,
and June 4, 2019, at or near Anchorage, DENALI DAKOTA SKYE BREHMER
destroyed, mutilated, altered, suppressed, concealed, or removed physical evidence, with
intent to impair its verity or availability in an official proceeding or a criminal
investigation; to wit: cell phone communications with Darin Schillmiller AKA "Tyler".

All of which is a class C Felony offense being contrary to and in violation of AS
11.56.610(a)(1) and against the peace and dignity of the State of Alaska.

COUNT VII:

That in the Third Judicial District, State of Alaska, on or between June 2, 2019,
and June 4, 2019, at or near Anchorage, KAYDEN BRYAN MCINTOSH destroyed,
mutilated, altered, suppressed, concealed, or removed physical evidence, with intent to
impair its verity or availability in an official proceeding or a criminal investigation; to
wit: the firearm used to shoot Cynthia Hoffman.

All of which is a class C Felony offense being contrary to and in violation of AS
11.56.610(a)(1) and against the peace and dignity of the State of Alaska.

COUNT VIII:

That in the Third Judicial District, State of Alaska, on or between June 2, 2019, and June 4, 2019, at or near Anchorage, KAYDEN BRYAN MCINTOSH, destroyed, mutilated, altered, suppressed, concealed, or removed physical evidence, with intent to impair its verity or availability in an official proceeding or a criminal investigation; to wit: Cynthia Hoffman's clothing.

All of which is a class C Felony offense being contrary to and in violation of AS 11.56.610(a)(1) and against the peace and dignity of the State of Alaska.

COUNT IX:

That in the Third Judicial District, State of Alaska, on or between June 2, 2019, and June 4, 2019, at or near Anchorage, KAYDEN BRYAN MCINTOSH destroyed, mutilated, altered, suppressed, concealed, or removed physical evidence, with intent to impair its verity or availability in an official proceeding or a criminal investigation; to wit: Cynthia Hoffman's cell phone.

All of which is a class C Felony offense being contrary to and in violation of AS 11.56.610(a)(1) and against the peace and dignity of the State of Alaska.

COUNT X:

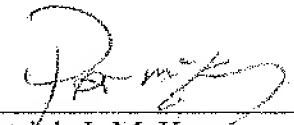
That in the Third Judicial District, State of Alaska, on or between June 2, 2019, and June 4, 2019, at or near Anchorage, KAYDEN BRYAN MCINTOSH destroyed, mutilated, altered, suppressed, concealed, or removed physical evidence, with intent to impair its verity or availability in an official proceeding or a criminal investigation; to wit: Cynthia Hoffman's bag/purse.

1 All of which is a class C Felony offense being contrary to and in violation of AS
2 11.56.610(a)(1) and against the peace and dignity of the State of Alaska.

3
4 DATED this 14th day of June, 2019, at Anchorage, Alaska.

5 A true bill.

6
7 
Grand Jury Foreperson

8 
Patrick J. McKay
Assistant District Attorney
Alaska Bar No. 1211078

10
11 WITNESSES EXAMINED BEFORE THE GRAND JURY:

12 Ronald Hornback
13 Nicole Virginia House
14 Detective Brendan Lee
15 Luke Smith
16 Norman Thompson
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IN THE DISTRICT/SUPERIOR COURT FOR THE STATE OF ALASKA
AT ANCHORAGE
(Issuing Court)

☒ STATE OF ALASKA
☐ MUNICIPALITY OF ANCHORAGE

Plaintiff,

vs:

Darin Mitchell Schilmler

Defendant.

DOB: 6/3/98

DLN:

ST:

CASE NO. 3AN-19-05966CR

Address:

ATN: 112162743

ARREST WARRANT

To Any Peace Officer Or Other Authorized Person:

You are commanded to arrest the defendant and bring the defendant before the nearest available judicial officer without unnecessary delay to answer to a complaint/information/indictment charging the defendant with violation of

Count I: AS 11.41.100(a)(1)(A) Murder 1 Count II: AS 11.41.100(a)(1)(A)/AS 11.31.120

(statute or ordinance)

Conspiracy To Commit Murder 1 Count III: AS 11.41.100(a)(1)/AS 11.31.110 Solicitation

(offense)

To Commit Murder 1 Count IV: AS 11.41.110(a)(1)/AS 11.16.110 Murder 2 AS 11.16.110 Murder 2

Ball is set at \$500,000 cash only ☒ The defendant may not be released until the court approves conditions of release, including no contact of any kind with any of the defendants.

06/14/2019

Effective Date

Judge / Deputy Clerk as ordered on the record

by Judge

Gregory A. Miller

Type or Print Judge's Name



Agency Issued to: ☐ AST ☐ APD ☐ _____ Agency Location: Anchorage

RETURN

Original warrant must be returned to issuing court listed at the top of this form.

Original warrant received by ☐ AST ☐ _____ Police Dept. on _____

I certify that State Trooper or Peace Officer _____, Badge No. _____, executed this warrant by arresting the defendant in _____, Alaska, on (date) _____ at (time) _____. The defendant ☐ was ☐ was not served with a copy of the warrant.

Return Date

Signature of Peace Officer

Type or Print Name

Badge No.